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In re Application of: Edmund J. Moran et al.

Application No. 10/642,926

Filed: August 18, 2003

For: Aryl Aniline Beta2 Adrenergic Receptor Agonists

The owner*, Theravance, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,653,323 B2. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. The undersigned is an agent of record.



Signature

Date
Sept. 22, 2004

Roberta P. Saxon

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650 808 6000

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